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Section 1775  
DAC

February 28, 2002

Office of Petitions  
Commissioner for Patents  
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/872,263  
Filed: May 31, 2001  
Inventors: Kenneth Lerman  
*A System and Method for the use of Reset Logic in High  
Availability Systems*  
Our File No. SYCS-035/P86

Dear Sir:

We enclose herewith for filing in the above-referenced application the following:

1. Petition Under 37 C.F.R. § 1.47(b)(in duplicate);
2. Statement Of Pertinent Facts In Support Of  
Petition Under 37 C.F.R. § 1.47(b) with Exhibits A-D attached;
3. Declaration, Petition and Power of Attorney for Patent Application;
4. Notice To File Missing Parts of Nonprovisional Application;  
(Filed Under 37 CFR 1.53(b);
5. Copy of Response to Notice To File Missing Parts of Nonprovisional Application; and
6. Mailroom postcard.

Please charge the Petition fee under 37 C.F.R. § 1.47(b) of \$130.00 and any additional fees, or credit any overpayments regarding this communication to our Deposit Account No. 12-0080. A duplicate of this sheet is enclosed.

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

*John S. Curran*  
John S. Curran, Esq.  
Registration No. P50,445

RECEIVED

MAY 01 2002

OFFICE OF PETITIONS

"Express Mail" Mailing Label Number EL 941 615 935 US

Date of Deposit February 28, 2002

I hereby certify that this transmittal letter and the papers referred to as being enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Office of Petitions, Commissioner for Patents, Washington, DC 20231.

*Larry Taylor*  
Signature

Larry Taylor

Please Print Name of Person Signing



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILED/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/872,263	05/31/2001	Kenneth Lerman	SYCS-035

CONFIRMATION NO. 4732

**FORMALITIES LETTER**



\*OC000000006375876\*

000959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

Date Mailed: 08/02/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kenneth Lerman

Serial No: 09/872,263

Filed: May 31, 2001

For: A SYSTEM AND METHOD FOR THE USE  
OF RESET LOGIC IN HIGH  
AVAILABILITY SYSTEMS

Attorney Docket No: SYCS-035/P86

Group Art Unit:

Examiner:

Office of Petitions  
Commissioner for Patents  
Washington, D.C. 20231

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Date of Deposit September 28, 2001

I hereby certify that this transmittal letter and the papers referred to as being enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Office of Petitions, Commissioner for Patents, Washington, DC 20231.

  
Signature

Ilidio P. Cardoso

Please Print Name of Person Signing

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Dear Sir:

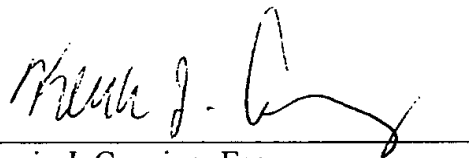
Responsive to the Notice to File Missing Parts of Nonprovisional Application  
Filed Under 37 CFR 1.53(b) Filing Date Granted mailed August 2, 2001, Applicants'  
attorney is enclosing an executed Declaration, Petition and Power of Attorney for Patent  
Application together with a copy of the Notice to File Missing Parts of Nonprovisional  
Application Filed Under 37 CFR 1.53(b) Filing Date Granted.

In addition, Applicants' attorney is enclosing a check in the amount of \$130.00 for the declaration surcharge as set forth in 37 CFR 1.16(e) based on non-small entity status.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. §§1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this letter is enclosed.

Respectfully submitted,



Kevin J. Canning, Esq.  
Registration No. 35,470  
Attorney for Applicants

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, MA 02109  
Tel. (617) 227-7400

Dated: September 28, 2001

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND				
1 Date of Request: <u>5-6-02</u>		2 Serial/Patent # <u>09/873263</u>		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
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OFFICE: <u>PETITIONERS</u>				
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